

KATHY HOCHUL
Governor



ADRIENNE A. HARRIS
Superintendent

March 5, 2025

By ECF

The Honorable Sean H. Lane
United States Bankruptcy Judge
Southern District of New York
300 Quarropas Street
White Plains, New York 10601

Re: *In re Manchanda*, No. 23-22095, 23-11085 (SHL)

Dear Judge Lane:

I write on behalf of the New York State Department of Financial Services (“DFS”), which regulates the insurance industry in New York. On or about February 15, 2025, Debtors filed a Notice of Motion for Contempt of Court against DFS and various others, alleging willful violations of the automatic stay pursuant to 111 U.S.C. § 362 (Dkt No. 186) (the “Motion”), returnable March 17, 2025. Annexed to the Motion are the affirmation of Rahul Manchanda and a Memorandum of Law and exhibits. DFS is not otherwise involved in the above-referenced proceedings. To date, the Court has not set a hearing date for this motion.

Respectfully, DFS writes to inform the Court that Debtors have not alleged any plausible basis whatsoever upon which a claim for violating the automatic stay by DFS could be based. Debtors’ sole allegation relating to DFS appears to be that *Debtors* filed a complaint in January 2025 with DFS against their malpractice insurer, disputing the insurer’s alleged denial of coverage regarding a certain incident. *See* Dkt No. 186 at pp. 32-35. Debtors offer no detailed allegations, statutes or cases to support that filing their own complaint with DFS against an insurer constitutes a violation of the automatic stay by DFS, or that any act by DFS in processing the complaint would constitute a violation of the automatic stay.

Should a more formal opposition to the Motion be ordered, DFS will promptly comply with the Court’s order.

I thank the Court for its consideration of this submission.

Respectfully,

/s/ Peter C. Dean

PETER C. DEAN

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cc: by ECF, Certified Mail, and Email

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